MERCHANTS' ASS'N ANALYZES R. R. BILL

Sends Recommendation Regarding Cummins Measure to Congress.

Federal Control.

expenditures during Federal control and tems, operated by separate corporations; creating a railway transporta-tion board empowered to plan consolida-tion, ascertain transportation needs and nancial condition of carriers, with jurisdiction over procurement of new capital, administration of specified laws relating physical condition of carriers, relationships between land and water transportation, routing of traffic and joint use of terminals; allowing reincorporation of railroads under Federal laws with at least two directors from classi-fled employees and two appointed by the transportation board. The association also favors the follow-

Giving the Interstate Commerce Commission exclusive authority to regulate stock and bond issues; creating a committee on wages and working conditions with equal representation of employers and employees to decide complaints subject to approval of the transportation; board; providing that agreements between two or more persons to hinder estrain or prevent operation of railroads be deemed a conspiracy punishable by fine or imprisonment, providing that nothing in the law shall deny the right of any in-dividual to quit his employment for any reason; authorizing pooling agreements as to freight and the transportation Joe board to require connections between bay land and water carriers; extending the car service act to expedite transportation; preventing construction of unnectransportation lines; authorizing the Interstate Commerce Commission to prescribe minimum and maximum rates; giving the commission power to enforce just treatment of localities or persons in rates and regulations, divide joint rates between carriers, establish through routes and joint rates and suspend new rates for not more than 150 days for hearing and investigation.

Provisions Disapproved.

of the provision in section 6, that if the hour to think transportation board decide that a road receive in a year more than a fair receive in a year more t in a fund for the benefit of employees in the form of welfare work and profit sharing, and the other half applied to

presses the belief that it is desirable for railroads to accumulate surpluses and make betterments out of earnings whenever possible without new capital.

The association points out that the capitalization of American railroads is exceedingly low in comparion with capitalization and capital stock of other countries' systems because improvements have been paid for out of surplus earnings. To prevent this would increase capital charges and impair efficiency.

The association expresses the belief that to deprive roads of all excess profits would be highly undesirable and that sufficient surplus funds should be left in the roads' treasuries to constitute

became so obstreperous that a mounted policeman fired two shots in the air.

Other police in the neighborhood came up on the run and the mounted and foot police forsed the crowd back through swinging their nightsticks freely. Some of the mob were backed into the area-way of the residence of the late White-is we residence of the late White-is way of the residence of the late w

in the roads' treasuries to constitute substantial incentive to good manage-

of Section 23 which declares that nothing was suffering from cuts of the secontained in the bill shall affect existing State laws or powers relating to taxation or police powers, including power to make and regulate transporta-tion rates except as otherwise provided

The association believes that State use of police powers results in multiple control, leading to prolific evils and increasing operation cost and favors con-trol and regulation of interstate car-riers by sole Federal authority.

The association opposes the rigid long and short haul rule provided for which absolutely prohibits creater charge for the short haul than for the long haul over the same line in the same direc-tion and favors the present law, which gives the Interstate Commerce Commission power to suspend that rule after investigation, thus permitting a long line to meet the competition of a short

AMENDED TRUST BILL HITS LABOR COMBINES

Profiteering Farmers Also Reached by Senate Measure.

WASHINGTON, Oct. 20 .- Carrying \$15,-000,000 additional for the army air service and \$17,000,000 for the completion of the Alaskan Railroad, an urgent defi-clency appropriation bill, the first of the

session, was reported to-day by the Sen-ate Approxpictions Committee. The House provision of \$200,000 for the enforcement of the anti-trust laws

The House prevision of \$20,000 for the enforcement of the anti-trust laws was amended by the Senate committee to great producers of farth products of farth

GERMAN OPERA IS SUNG AMID RIOTS

Continued from First Page.

arrested so far as official report went.

Police Inspector Thomas J. Underhill said he had personally told the management that the performance could not be given. Policemen outside the thea-FAVORS RAILWAY BOARD

Approves Refunding Capital

Expenditures While Under

Federal Control.

Iment that the periodicated outside the theather be given. Policemen outside the theather tre had broken the news to the tloket buyers as they filed in. They continued to file in. Lowever, and presently a police official said he had been informed by Commissioner Enright that eleventh agur advice that the programme could not be blocked had been received from Corporation Counsel Burr.

First Sortie Is Made.

The attitude of New York city business men toward the bill introduced in Congress by Senator Cummins and defining terms, under which railways shall be returned to their owners, is reflected in a declaration adopted by the Merchants' Association recommendations of its transportation committee, of which C. S. Keene is chairman. The declaration is being laid before Congress.

What Association approves.

The association approves the following provisions of the bill: Returning the roads to their owners, refunding capital roads to their owners, refunding capital any one drove them southward and

through the side streets. expenditures during Federal control and Some of them were driven as far as five months' Government guarantee of Third avenue. Their leader, a plump the compensation under existing con- doughboy with one foot bandaged and tracts; dividing the country into rate districts, with adequate rates in every this the police had made it a rule that district based on periodic valuation of none without a ticket or credible rea-the property; consolidating the railways sons for purchasing one could get into into twenty to thirty-five separate systween Fiftieth and Fifty-first streets. No one was permitted to leave any of the automobiles which drove up to the front entrance unless he had a ticket of admission.

A sailor who shinned up a drain pile

to a roof adjoining the theatre was collared by the police and hustled away. Americanism of any man unless there is an overtact on his part which puts him amusement place. amusement place was peaceful, but a little after 9 o'clock another mob approached from the south, coming up Lexington avenue cheering. While the police were edging them back another There were girls in this group, and a big American flag was being waved. Again the mounted men charged, sepa-rating the raiders and driving them back to Park and Third avenues. A woman kept shouting at the cops, You know they're right. You know

they're right.' Sailor Is Arrested.

The marine who was struck by horse's roof in this mixup was Elmer H. Sipes, hailing from the Brooklyn barracks. He was taken to Flower Hospi-tal. When a piece of stone fell into Lexington avenue from a building across the way detectives entered the building and arrested a sailor who said he was Joe Smith, 19 years old, from Pelham bay; his cap was lettered "U. S. S. Im-perator." The detectives said the sailor's hands were dirty but that he denied

ors names were dirty but that he dehied he had thrown the rock.

The policeman hit with half a billiard ball was Eugene R. Dunn of the East Fifty-first Street Station. It cut his scalp. He kept the piece of billiard ball. Harry Schwab of the American Legion. who got Inspector Underhill to assign a sergeant and two patrolmen to accom-pany him, addressed the crowd at Fiftieth street and Park avenue as follows

"The American Legion always has wanted to stop German opera and al-ways wanted to do so in an orderly The association records its disapproval of the provision in section 6, that if the transportation board decide that a road over Hylan's head and see Smith."

the form of welfare work and profit thatfing, and the other half applied to quipment for roads unable to keep up aclities.

The association says that that providen would destroy the principal incentive to efficient and economical manage.

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The converted the same to them better that provide the same to the converted that the same to the same to the converted that the same to the

sion would destroy the principal incentive to efficient and economical management and betterments and tend to increase operating costs so as to absorb excess earnings. The association expresses the belief that it is desirable for presses the

the roads' treasuries to constitute man from the George Washington, was substantial incentive to good management.

The association opposes that portion f Section 23 which declares that nothing the political of the bull shell specific and was suffering from cuts of the scalp and was suffering from cuts of the scalp and was suffering from cuts of the scalp and

Deserter Is Arrested.

Daniel West, 17, of 15 East Thirtieth street, who said he was dishonorably discharged from the navy for desertion on September 18, 1919, was arrested in Park avenue near Fiftieth street charged with throwing a stone. Charles Van Curran, 19, a sailor, who

said he was on leave from his post at Hampton Roads, Va., was found at Fiftieth street and Park avenue with a

badly cut scalp.

By 11 o'clock the police had established a barrier around the block from Itshed a barrier around the block from Third to Lexington avenue and from Fiftieth to Fifty-first street and had driven the crowd south on Park avenue to Forty-seventh street and north to Fifty-third street. Patrolmen in uniform were stationed in all parts of the theatre and fifty detectives under command of Capt. Thomas Walsh of the Detective Bureau, were scattered through the house.

The boy turned with flashing eyes to the opera representative and then back to the Mayor saying:

"We feel that there is no reason why people who look just like the people I met in Belleau Wood, where I was wounded, should come along now and fling the German language in our faces."

The next spokesman for the legion was bounded. Should come along now and fling the German language in our faces."

The next spokesman for the legion was bounded. Should come along now and fling the German language in our faces."

The performance was ended shortly before midnight. The last flying mis-sile was a brick thrown from a roof at Lexington avenue and Fifty-first street, while the police were shooing away the crowds in preparation for the dismissal of the audience. The brick narrowly missed Police Capt. Duggan of the East

The audience dispersed toward the subway and into automobiles with the streets outside the theatre clear of troublemakers. Simall groups of men gathered outside the area covered by the police and watched the theatre crowds.

A distinguished look man with a flow-

Wore Wound Stripes.

Opposition to German opera at the hearing was represented by about a hundred or so young war veterans and others, some of whom had wound stripes. It was marshalled by Robert C. Mc-Marsh, vice-chairman of the New York county organization of the American Legion. On the other side of the Board of Estimate chamber were ranged the defenders of German opera, including Max D. Steuer, attorney, appearing without fee; the Star company's three directors—George Schaettler, Harry B. Herts and Bernard W. Wieler—and many of the singers.

McMarsh told the Mayor the American Legion was not protesting against Opposition to German opera at the

ican Legion was not protesting against German music and ianguage, that ques-tions of art were not at resue, but that patriotism was at issue, and "when the American people want to hear works of the great composers they will produce them themselves and in the American language." He said that the managing director of the company, Otto Goritz, formerly a basso at the Metropolitze, was not an American citizen. politan, was not an American citizen, had frequently given voice to ecorrful contempt of becoming an American citi-zen and in the last two weeks had said the only thing keeping him in this country was the fact that he could make more money here than in Germany. It was an outrage, said McMarsh, that Goritz should seek the favor of the American people while the war is not yet ended. He further averred that the names of 80 per cent, of the singers were

German. "You say the directors are not American citizens." asked the Mayor. "I do not know, but I do know that they are known as Germans among Ger

mans," Marsh answered. outside the pale of Americanism," Mayor said.

Flew German Flag.

A rattle of applause from the legion men was provoked by Mr. Marsh's re-ply that if the opera people were truly American they would "not be flaunting German opera and language in the faces of American citizens at this time." He of American citizens at this time." He insisted that the real question was whether or no the production was American in spirit and that the directorship of Goritz proved that such was not the case. If the opera was given by patriots, why was it not given in the American language, "which is good enough for us and ought to be for them," he added. He said that Goritz, before we entered the war, flew the German flag without the American flag at his place in the Adirondacks.
"But that is not true," spoke up one

"But that is not true," spoke up on of the opera company men,

"It is true, sir," said McMarsh, "and people now in this room saw it." The speaker also referred to a newspaper article in which Goritz was charged with having sung a pro-German song at in party given by Mme. Gadski after the Lusitania was sunk, in which song, said McMarsh, the singer mimicked the besides of the dying on the Lusitania. hricks of the dying on the Lusitania. He protested that Goritz was not a fit man from the American sttandpoint and that those who would support him were not true Americans. He quoted Bruc Bielaski, former head of the investigtion bureau of the Department of Jus-tice, as having said that the resumption of German opera was a first step in the esumption of German propaganda i

this country. "I want to find out," the Mayor re narked, "whether this is a fight be tween the Metropolitan Opera Company and the Star Opera Company and whether Mr. Schwab and the others are acting only in the interests of patriotism or whether they are acting as the Metropolitan Opera Company wants them

o act." The man referred to, Harold M. Schwab, president of the Manhattan Naval Post of the American Legton, had told the Mayor last week that he had been accused, in his fight on German opera, of being in the pay of the Metro

politan, which he hotly denied. Henry S. Miller of the Washington Heights Post deplored the "impudence" of the German opera producers. He said that Goritz was the brains of the production and had been discharged by the Metropolitan Opera Company in 1917 be-cause of known pro-German sentiments. He charged Goritz with not only praising at Mme. Gadski's party the U-boat that sank the Lusitania but of expressing the hope that there might be many more Americans on the next ship sunk.

"He is consistent in expressing avowed contempt for the American people but is ready to take the good old American dollars," said Miller. Sounds of shocked protest arose on the opera side of the house. Miller, turning, said: "Look at the contrast here. I see kulturish looking gentlemen on the one hand (derisive laughter from the opera group) and clean cut American youths on the other (applause from the American youths).

From a front seat arose a boyish looking veteran whose stiff right hand was gloved. He was William J. Crampton. "I'm a wounded man myself," he said. That (pointing to the hand) was given me by a German. Our post is opposed unanimously to anything German at this unanimously to anything German at this time. It's like flinging a red flag in our faces. I have been wounded a dozen times. I do not see how any citizen can countenance anything German at this

The boy turned with flashing eyes to

"Your were overseas?" inquired the

Mayor.
"I have four gold chevrons, sir,"
Brewer sald. This signifies two years
service abroad.

"There is only one representative of "There is only one representative of German kultur that I'd care to see and that is the kind I saw in France shouting 'Kamerad,'" Brewer said. "If the Star Opera Company would present kultur as we knew it, starting with the bombing of hospitals and winding up with a double octette of American seamen standing maked on the deck of a submerging submarine in the North Sea—oh, I can't say it (the speaker's voice broke), but I must say that representation of German kultur in America is unthinkable."

to substantiate their claims that the members of the Star Opera corporation were other than loyal American citizens. He gave a clean bill on the score of loyalty to the directors. George Scaetter, Harry B. Herts and Director Wieler. He concluded:

"Although the American Legion failed to produce proof of German propaganda—and I am convinced that there is no propaganda connected with the opening of the Star Opera Company, yet it is my judgment that the opening of the star Opera Company, yet it is my judgment that the opening of the company. I want these men to know that they have been misled in their attack."

He said in reply to a question from the Mayor that the three star directors—

He said in reply to a question from the Mayor that the three star directors— Scaehttler, Herts and Wieler—were American citizens. Schaettler, speaking for himself, produced a memorandum indicating that he made the first Ameriindicating that he made the first American sirpiane propeler, used as a mode for others. He was born in New York, was graduated from the College of the City of New York and Columbia; his son was a veteran of the Seventh Regiment, and was selected for confidential work in the navy in the war.

"I am convinced, Mayor Hylan said to Schaettler, "that you are an American, and I think that those who made disparaging remarks on the other side are now as well satisfied as I am."

Mrs. Josephine Schneider was intro-

Mrs. Josephine Schneider was introduced by Herts, the opera business man-

ager.
"What do you say about the Americanism of these men?" the Mayor asked McMarsh, speaking apparently of the three directors. McMarsh replied that it seemed to be all right, but he regretted man-Otto by putting in Gorits as director of the tetro-production."

production."
"If Gorits was out would that be satisfactory?" Mr. Hylan asked.
"It would be a tremendous improvement. The man is a living insult to the people of New York," McMarsh re-

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PAMATAN

Gartland, a hansom cab driver, was struck by a beam projecting from a building under course of construction in West Forty-ninth street. He died from

ALFONSO IN PARIS ON INCOGNITO VISIT

Newspapers See Political Significance in Trip.

Paris, Oct. 26,-King Alfonso of Spain rrived in Faris to-day from Medrid. In spite of his strict incognite the crowds gathered outside the station and cheered him as he emerged from the freight elevator of the station and stepped briskly to a waiting automobile, which took him to the Hotel Maurice. This afternoon the King paid visits to

President Poincare, Premier Clemenceau and Foreign Minister Pichon. He later received at the home of the Spanish Ambassador delegations of widows and orphans and wounded soldiers, who visited the embassy to thank Alfonso for what he did for them during the war. The Paris newspapers, particularly

those specializing in foreign politics, such as the Echo de Poris and Excelsion agree in attaching great political importance to Alfonso's visit, apart from the Morocco question. They say Alfonso is coming here to pave the way for early negotiations "which the gravity of the economic and social crisis renders im-

Pointing out that Spain, having a seat in the Executive Council of the Society of Nations charged with the supervision of the execution of the treaty of peace, no longer can be considered neutral and must assume an important role in the returned yesterday in favor of Maria T. Gartland, widow of Thomas Gartland, against the Holbrook, Cabot & Rollins of Spain, threads of which King Alfonso Corporation in Justice Erlanger's part of the Supreme Court. In 1918 Thomas

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